

G. R. S. App. F. IX-4]

✓
1943 - 4

War File No. 22-43

Previous References.

(War)

Serial Nos. 1 & 2.

Later References.

p 6

GENERAL AND REVENUE SECRETARIAT

Serial Nos. (100)

Part B for August 1943

SUBJECT.

Amendment to Defence of India Rules.

Thammas
12/8/43.

138
10.

Amendment to Defence of India
Rules,
War File No. 22-43 of 1943-4 Page.
Current No.

Continuation Sheet.

Z

A memorandum of the Defence
of India Act has been issued
inserting "animals" after
"things" in S 2(2)(xx) of the
Act.

Rule 8i(2) of the Defence
of India Rules has now to
be amended so as to make
orders being issued under
the said rule in respect
of animals also.

It was proposed to
amend the Act first &
then the rule.

Said with a draft
noting for draft

Sy
15/7

Shri. R. V.

In
15/7

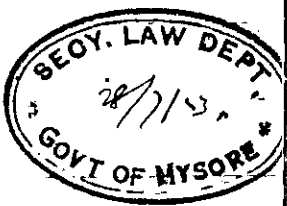
may be approved.

Min Edⁿ

tho' Sec^y Law

UD
28/7/43

an
28-7-43



OFFICE OF THE M
FOR EDUCATION
Date..... 28.7.43.
No..... 493.



D. S. S. S.

28/7

UD
29/7

28/7/43

1140-GPB-50,000-5-11-42

UD
31/7/43

(1)

Issued no. 20 16/12/43 to Compiler &

Memo no. 162/31.7.43 to R.C.

Extract from file, relating to issue of Rules and Notification in connection with the launching of the new scheme.

I have given revised drafts to meet the requirements of law.

Notification amending the D.I. Rules must be first published by the War Section.

Then the Notification containing the orders will have to be published. Initld. C.N.N. 31-7-43.

The drafts were discussed to-day by the Law Secy. and myself with the Minister, I. & S. and Dewan. They were also discussed by me with the Minister for Edn. and Asst. Secy., War, to-day. They have been approved by the Ministers of I. & S. and Edn. and the Dewan.

The amendments to Rules 75A and 128, and the new Rule 75B may issue at once from the War Section in a Gazette Extraordinary, the final proofs being shown to Law Secy. as desired by him.

The order - with the notes added thereto with the consent of the Law Secy. - will issue from the Supply Sectt. as a Notifn., after the amended and new Rules are published, giving a suitable date to the Notifn. to allow spare copies being sent to Dists. well in time, final proofs to be shown to Law Secy.

A clean copy will go to-day to the Asst. Secy., War Section, separately for issue to-morrow as agreed to by him. No translation of this is necessary.

The orders which will go as a notifn. have to be translated ~~xxxx~~ into Kannada and will be published in both languages in the Gazette as also locally.

The file will be submitted to the two Ministers and the Dewan, after issue of the Rules & Notifn.

Asst. Secy. War Section)

Initld. K.S.
31-7-43-
1/8/43

124/70

Specified for endorsement of the
multiple may issue.

Stri
2/8/43. The draft may be approved. It
will issued in Gazette Extraordinary today.

Nye

WP

2/8/43

(Chief Secy)

MAY
2/8

Issue, after formal by Law Secy
WP..

2/8/43

as
2-6-43

Issue. The Law Secy said that it
was unnecessary to submit proofs to him.

MAY
2/8N
B(2)

Issues no. 20. 167 d. 2-8-43 to Comptroller

G. R. S. App. F. G. 3.

GENERAL AND REVENUE
SECRETARIAT.

(Continuation sheet draft form.)

W. 22-43-1.

No. D. 161 / 31.7.43
Notification

In pursuance of the
powers conferred by
Section 2 of the Defense
of India Act, 1833 (Act
XXXV of 1833 as
amended by Mysore, the
Govt of His Highness
the Maharaja are
pleased to direct that
the following further
amendment shall be
made in the Defense of
India Rules, in force
in Mysore, namely:-

In clause (2)
of sub-rule (2) of the
rule 81 of the said
Rules, after the word
'whatsome', the word "
'or animals'
~~brackets including~~

~~Animals~~ shall be
inserted

By order

WJ

29/1/43
Chief Clerk

Cons. 10/1/43

7

The Committee have
for publication in part
of the Committee & for Committee
of 100 copies each 2 lines
off.

Memo no. 16.2/317.43
Copy to J. H. A.

~~Dec 4/43~~

✓ R. C.

copy to Rev. Rev.

W. 22-43-2

~~SECRET~~
GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.
General & Revenue Secretariat.

No. W. 167

Dated, Bangalore the 2nd August, 1942

NOTIFICATION.

In exercise of the powers conferred by Section 2 of the Defence of India Act, 1939, as applied to Mysore & being annexure to the Defence of India (Adaptation to Mysore) Act, 1939 & the Government of His Highness the Maharaja are pleased to direct that the following further amendments shall be made in the Defence of India Rules, 1939, namely:--

Amendment
of Rule 75A.

B In sub rule 75A of the said Rules, sub-rule (7) shall be ~~renumbered~~ renumbered as sub-rule (9) and before the sub-rule as so renumbered, the following sub-rules shall be inserted, namely,;--

"(7) The Government may authorise any officer to exercise all or any of the powers conferred by this rule.

(8) The provisions of sub-rule (4) shall not apply to the cases covered by rule 75B."

Insertion of
new Rule 75B.

II. After Rule 75A of the said Rules, the following rule shall be added, namely;--

Maintenance &
Food supplies

"75B(1) In this Rule 'article of food' means paddy, rice, ragi, jola and such other articles of food as may be specified by the Government from time to time by notifications.

(2) If, in the opinion of the Government, it is necessary or expedient so to do for securing the Defence of India, public safety, the maintenance of public order or the efficient prosecution of the war, or for maintaining supplies and services essential to the life of the community, the Government may make, or authorise any officer to make, the following orders, namely--

(a) call upon all persons in possession, in whatever right or capacity, of any articles of food, of such description as may be specified in the order, to furnish to the authority, and within the time specified, such information relating to the articles of food aforesaid in such form as may be specified;

(b) call upon all persons or require any person to deliver to the authority, at the place and within the time specified in the order, such articles of food as may be specified in the order and which are in their or his possession or under their or his control.

(3) Any officer authorised in this behalf by the Government may enter any place and seize any articles of food the existence of, or information relating to, which, he has reason to believe, has not been fully or correctly disclosed in pursuance of an order under clause (a) of sub-rule (2).

(4) Without prejudice to any other penalty under these Rules, any officer authorised in this behalf by the Government may take possession of any articles of food which have been required by an order under clause (b) of sub-rule (2) to be delivered and have not been so delivered at the place and within the time specified in the said order.

(5) Whenever any articles of food are delivered under clause (b) of

of sub-rule (2) ^{or} seized under sub-rule (3) ~~at~~ or taken possession of under sub-rule (4) then such articles of food shall vest in the Government, free from any mortgage, lien or other encumbrance, and the owner shall have no claim or right whatsoever thereto.

(6) Any person who has delivered any articles of food under clause (b) of sub-rule (2) or from whom possession has been taken under sub-rule (3) or sub-rule (4) shall be paid such amount by way of compensation as may, either generally or specially, be fixed by the Government.

(7) If any person contravenes any order made under this rule he shall be punishable with imprisonment for a term which may extend to three years or with fine or with both.

Amendment of rule 128 (Offence under rule 75B made cognisable.) III. In rule 128 of the said Rules, after the figure "59A", the figure "75B" shall be inserted.

By Order,

WGA

2/8/47

Chief Secy. to Govt.

2/8

To

The Compiler, Mysore Gazette for publication as a Gazette Extraordinary

and supply of 150 copies to this office, 25 to J.G.P. and 20 to Mr. D. C. S. S.

Person may be sent for approval to day before finally printing.

Sg.